

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK**

LOST LAKE HOLDINGS LLC et al.

Plaintiffs,

vs

TOWN OF FORESTBURGH, et al.

Defendants.

Civ. Action No. 7:22-cv-10656

**DECLARATION OF EFRAIM WAGSCHAL**

Efraim Wagschal declares as follows, pursuant to 28 U.S.C. § 1746:

1. I attended meetings of the Town of Forestburgh Zoning Board of Appeals as a videographer on behalf of Rabbi Halberstam of Lost Lake Holdings LLC, and I make this declaration in that capacity.
2. I have personal knowledge of the facts set forth herein.
3. I am over the age of eighteen (18) and competent to testify in a Court of law.
4. I respectfully submit this Declaration in support of the Plaintiffs' Motion for Preliminary Injunction being filed contemporaneously with the same.
5. I have performed videography tasks as assigned to me by Lost Lake Holdings LLC ("LLH") since May 2022.
6. Beginning in May 2022, I was tasked by LLH to video and audio record the meetings of the Town of Forestburgh Zoning Board of Appeals.

*E. Wagschal*

7. In my capacity as a videographer, I attended in person the July 19, 2022 meeting of the Town of Forestburgh Zoning Board of Appeals and recorded video and audio of the proceedings.
8. Attached hereto as **Exhibit A** is a true and correct copy of that July 19, 2022 recording.
9. In my capacity as a videographer, I attended in person the November 15, 2022 meeting of the Town of Forestburgh Zoning Board of Appeals and recorded video and audio of the proceedings.
10. Attached hereto as **Exhibit B** is a true and correct copy of that November 15, 2022 recording.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on June 1, 2023

  
Efraim Wagschal